

RECEIVED

BY

SEP 16 2009

TONY R. MOORE, CLERK  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT, LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

HADDAD, ET AL.

CIVIL ACTION NO: 08-1834

VERSUS

JUDGE DONALD E. WALTER

CHESAPEAKE EXPLORATION LLC,  
SJL ENERGY LLC, JULESA LAND &  
MINERALS INC, JASON LANE

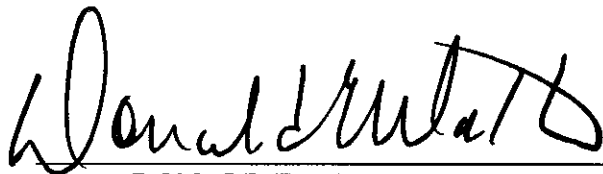
MAGISTRATE HORNSBY

**ORDER**

Plaintiffs allege in their First Supplemental and Amended Complaint that Defendant, Jason Lane, is a "resident" of Harris County, Texas. It is the domicile rather than mere residency that decides citizenship for diversity purposes, and "[i]t is well established that allegation of residency does not satisfy the requirement of an allegation of citizenship." *Great Plains Trust Co. v. Morgan Stanley*, 313 F.3d 305, 310 n.2 (5th Cir. 2002); quoting *Strain v. Harrelson Rubber Co.*, 742 F.2d 888 (5th Cir. 1984). A person may have residences in several states, but he has only one domicile at a time, and it is that domicile that determines his citizenship for diversity jurisdiction purposes.

Because this case was removed on the basis of diversity of citizenship, the Court must assure itself that subject matter jurisdiction is proper. Plaintiffs are hereby **ORDERED** to amend their complaint to clearly allege the state of Mr. Lane's domicile / citizenship by **September 25, 2009**.

**THUS DONE AND SIGNED**, this 16 day of September, 2009.



DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE